

No. PD-0449-21

COURT OF CRIMINAL APPEALS OF TEXAS
FILED
COURT OF CRIMINAL APPEALS
10/15/2021
DEANA WILLIAMSON, CLERK

PHILLIP ANDREW CAMPBELL

Appellant

v.

THE STATE OF TEXAS

Appellee

On Appeal from the 413th District Court of Johnson County, Texas
Cause No. DC-F201800948
{ *The Honorable William Bosworth Presiding* }

and

Cause No. 10-19-00191-CR
from
THE COURT OF APPEALS FOR THE TENTH JUDICIAL
DISTRICT WACO, TEXAS

**FIRST MOTION FOR EXTENSION OF TIME
TO FILE APPELLANT'S BRIEF**

Johnna McArthur State Bar #24046377
Andrea Boedeker State Bar #24090751
McArthur & Boedeker, Attorneys at Law, PLLC
1632 W. Henderson St., Suite B
Cleburne, TX 76033
Tel: (682) 317-1297
Fax: (800) 838-0181
johnna@mandblawoffice.com
Attorneys for Appellant, PHILLIP ANDREW CAMPBELL

Pursuant to TEX. R. APP. P. 10.1 and 38.6(d), along with TEX. R. APP. P. 10.5(b) and 68.2(c), Phillip Andrew Campbell, Appellant in the above-styled and numbered cause, acting by and through his attorney, Johnna McArthur, files this Motion for Extension of Time to File Appellant's Brief and in support shows the following:

1. Appellant, Phillip Andrew Campbell, was convicted of Murder was sentenced to Life in the Institutional Division of the Texas Department of Criminal Justice.

2. The verdict was appealed and affirmed by the 10th Court of Appeal on May 19, 2021.

3. Appellant's Petition for Discretionary Review was granted by this Court on September 15, 2021.

4. Appellant is presently in custody of the Texas Department of Criminal Justice.

5. Appellant's brief is due in the Court of Criminal Appeals on October 15, 2021.

6. There have been no previous extensions of time granted to Appellant in this appeal.

7. Appellant requests an extension of thirty days to file Appellant's Brief in this cause.

8. The requested extension is needed because additional time is needed to facilitate communication between Attorney for Appellant and Appellant. Further, Attorney for Appellant needs additional time for to research any additional cases and any cases that have been decided in lower courts regarding this issue..

APPELLANT PRAYS that the Court grant an extension of thirty days to file Appellant's brief in this cause.

McArthur & Boedeker
Attorneys at Law, PLLC
1632 W. Henderson St., Suite B
Cleburne, TX 76033

/s/ Johnna McArthur
Johnna McArthur
Attorney for: Appellant
Bar no: 24046377
Phone: (682) 317-1297
Fax: (800) 838-0181
Email: johnna@mandblawoffice.com

CERTIFICATE OF CONFERENCE

I, Johnna McArthur, certify that I have conferred by telephone with David Vernon, Appellate Counsel for the State and the State does not object to this extension.

/s/ Johnna McArthur
Johnna McArthur
Attorney

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the above document was served on the attorney for State, David Vernon, Johnson County District Attorney's office, 204 S. Buffalo Avenue, Cleburne, Texas 76033, through the electronic filing manager at davidv@johnsoncountytexas.org, as required by Texas Rules of Appellate Procedure 9.5, on October 15, 2021.

/s/ Johnna McArthur
Johnna McArthur
Attorney for Appellant

Automated Certificate of eService

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Johnna McArthur on behalf of Johnna McArthur
Bar No. 24046377
johnnamcarthur@gmail.com
Envelope ID: 58213432
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Associated Case Party: PhillipAndrewCampbell

Name	BarNumber	Email	TimestampSubmitted	Status
Johnna McArthur		johnnamcarthur@gmail.com	10/15/2021 7:42:23 AM	SENT

Associated Case Party: State of Texas

Name	BarNumber	Email	TimestampSubmitted	Status
Stacey Soule		stacey.soule@spa.texas.gov	10/15/2021 7:42:23 AM	SENT
Dale Hanna		caoefile@johnsoncountytexas.org	10/15/2021 7:42:23 AM	ERROR

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Don Bonner		don@donbonnerlaw.com	10/15/2021 7:42:23 AM	SENT